



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	Rourke, Yang
Application No.:	10/719228
Filed:	November 21, 2003
For:	Micro-Porous Mesh Stent with Hybrid Structure
Issue No.:	7041129
Issue Date:	May 9, 2006
Examiner:	Cary E. O'Connor
Group Art Unit:	3731

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Docket No: S63.2N-13529-US03

REVOCATION OF POWER OF ATTORNEY AND  
APPOINTMENT OF NEW ATTORNEY

I hereby revoke all previous powers of attorney given in the above identified application.

I hereby appoint all practitioners associated with Customer Number 490 as my/our attorney(s) or (agent(s) to prosecute the above identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please address all future correspondence to James M. Urzedowski at Customer Number 490.

I am the:

- Applicant/Inventor
- Assignee of record of the entire interest. (See 37 CFR 3.71)  
*Statement under 37 CFR 3.73(b) is enclosed.*

Respectfully submitted,

Boston Scientific Cupertino Corp.,  
formerly known as,  
EndoTex Interventional Systems, Inc.

Date: Sept 17 2007

By: \_\_\_\_\_  
Name: Sarah Stolpmann  
Title: Assistant Secretary

**LIMITED AUTHORIZATION TO ACT ON BEHALF OF ASSIGNEE  
REGARDING CERTAIN PATENT MATTERS  
EFFECTIVE THROUGH: December 31, 2008**

\*\*\*\*\*

I, Paul W. Sandman, as Executive Vice President, Secretary, and General Counsel of Boston Scientific Corporation, the controlling corporation of:

A-Med Systems, Inc.; Advanced Bionics Corporation; Advanced Stent Technologies, Inc.; AFx, Inc.; AMS Medinvent S.A.; BEI Medical Systems; BEI Medical Systems Operating Company (formerly known as Xylog Corporation); BEI Medical Systems International, Inc.; Boston Scientific BV; Boston Scientific Corporation Northwest Technology Center, Inc.; Boston Scientific Cupertino Corp.; Boston Scientific Ireland Limited; Boston Scientific Japan KK; Boston Scientific Limited; Boston Scientific Scimed, Inc. (formerly known as Schneider (USA), Inc.); Boston Scientific Scimed, Inc. (formerly known as Scimed Life Systems, Inc.); Cardiac Pacemakers, Inc.; Cardiac Pathways Corporation; Cardiothoracic Systems, Inc.; Cardiovascular Innovations Canada, Inc.; Catheter Innovations Corp.; Corvita Canada, Inc.; Corvita Corporation; Corvita Europe S.A.; CryoVascular Systems, Inc.; Embolic Protection, Inc.; Embro Vascular, LLC; Enable Medical Corporation; EndoTex Interventional Systems, Inc.; Endovascular Technologies, Inc. (EVT); Enteric Medical Technologies, Inc.; EP Technologies, Inc.; Fidus Medical Technology Corporation; Guidant Corporation; Guidant Holdings, Inc.; Guidant Intercontinental Corporation; Guidant Investment Corporation; Guidant Puerto Rico Sales Corporation; Guidant Sales Corporation; Heart Technologies; Inflow Dynamics Inc.; Intermedics, Inc.; Interventional Technologies, Inc.; Laboratoires Corvita S.A.R.L.; Meadowx Medicals, Inc.; NAMIC Eireann Limited; NAMIC International, Inc.; Nilo Holding, S.A.; Origin Medsystems, Inc.; Precision Vascular Systems, Inc.; Prohold Medical Corporation; Prohold Technologies, Inc.; Provasis Therapeutics, Inc.; Quanum Corporation; Radio Therapeutics Corporation; Rubicon Medical Corporation; Rubicon Medical, Inc.; Schneider (Europe) GmbH; Schneider Belgium NV; Schneider Holland BV; Schneider Ireland BV; Schneider Puerto Rico (formerly known as NAMIC Caribe, Inc.); Schneider/NAMIC; Scimed Life Systems, Inc.; Smart Therapeutics, Inc.; Sub-Q, Inc.; Symbiosis Corporation; Target Therapeutics, Inc.; TriVascular, Inc.; and Vesica;

hereby authorize the following registered patent attorneys/agents (1) to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent entities, (2) to execute power of attorney documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, to appoint and/or establish any attorneys, agents, and/or law firms to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, in any foreign or international patent applications filed with any foreign and/or international patent offices, and (3) to execute assignment and ownership documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent offices:

Victoria Aguilera Poissant.....	Reg. No. 56,871
Alana Bergman .....	Reg. No. 47,420
Laura H. Bishop .....	Reg. No. 47,424
Scott T. Bluni .....	Reg. No. 40,916
James R. Chiapetta.....	Reg. No. 39,634
Richard R. Clapp.....	Reg. No. 31,751
Jeffrey P. Cook.....	Reg. No. 48,649
Luke R. Dohmen.....	Reg. No. 36,783
Peter J. Gafner .....	Reg. No. 36,517
Bryant R. Gold.....	Reg. No. 29,715

Lori J. Heinrichs.....	Reg. No. 43,667
Albert K. Kau .....	Reg. No. 40,672
Philip H. Lee .....	Reg. No. 50,645
Kurt W. Lockwood.....	Reg. No. 40,704
Jeffrey Z. Mann .....	Reg. No. 51,994
Steven A. McAuley .....	Reg. No. 46,084
Todd P. Messal.....	Reg. No. 42,883
Tyler L. Nasiedlak .....	Reg. No. 40,099
William J. Shaw .....	Reg. No. 43,111
Sarah G. Stolzman.....	Reg. No. 57,000

  
Paul W. Sandman  
Executive Vice President, Secretary, and General Counsel

COMMONWEALTH OF MASSACHUSETTS )  
COUNTY OF MIDDLESEX ) ss.  
)

On this 26<sup>th</sup> day of July, 2007 before me personally appeared Paul W. Sandman to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes set forth herein.

 **Nona E. Hurd**  
NOTARY PUBLIC  
My commission expires Sept 18, 2009



SEP 27 2007

PATENT

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Commissioner for Patents  
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Alexandria, VA 22313-1450

Docket No: S63.2N-13529-US03

**ASSIGNEE'S STATEMENT OF OWNERSHIP 37 CFR 3.73(B)**

Boston Scientific Cupertino Corp., (name of assignee), a corporation, is the assignee of the entire right, title and interest in the patent application identified above by virtue of a chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From : Jonathan M. Rourke  
To: Endotex Interventional Systems, Inc.  
The document was recorded in the Patent and Trademark Office at Reel 010541, Frames 0152-0155, or for which a copy thereof is attached.
  
2. From: Endotex Interventional Systems, Inc.  
To: Boston Scientific Cupertino Corp.  
by Certificate of Amendment of Certificate of Incorporation, changing its name, dated June 25, 2007.

Copies of assignments or other documents in the chain of title are attached.

The undersigned is empowered to sign this statement of ownership certificate on behalf of the assignee.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: 9-25-07

By:

James M. Urzedowski  
Registration No.: 48596

6640 Shady Oak Dr., Suite 400  
Eden Prairie, MN 55344-7834  
Telephone: (952) 563-3000  
Facsimile: (952) 563-3001  
f:\wpwork\jmu\13529us03\_sta\_20070923.doc



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APRIL 19, 2000

PTAS

LYON & LYON LLP  
WILLIAM A. ENGLISH  
633 WEST FIFTH STREET  
SUITE 4700  
LOS ANGELES, CA 90071-2066



\*101267388A\*  
245/114

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/01/2000

REEL/FRAME: 010541/0152  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS)

ASSIGNOR:

ROURKE, JONATHAN M.

DOC DATE: 01/20/2000

ASSIGNOR:

YANG, YI

DOC DATE: 01/20/2000

ASSIGNEE:

ENDOTEX INTERVENTIONAL SYSTEMS,  
INC.  
10231 BUBB ROAD  
CUPERTINO, CALIFORNIA 95014

SERIAL NUMBER: 09495827  
PATENT NUMBER:

FILING DATE: 02/01/2000  
ISSUE DATE:

RECEIVED  
APR 27 2000  
U.S. PROSECUTION

010541/0152 PAGE 2

TONYA LEE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS.

Mrd 02/01/01

02-14-2000

FORM PTO-1595  
1-31-92

RECOI

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Docket No. 245/114



101267388

PTO

To the Honorable Commissioner of Patents and Trademarks, Please return original documents or copy thereof.

1. Name of conveying party(ies): JONATHAN M. ROURKE and YI YANG Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party: Name: ENDOTEX INTERVENTIONAL SYSTEMS, INC. Internal Address: _____
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____		City: Cupertino State: California Zip: 95014 Street Address: 10231 Bubb Road
Execution Date: 01/20/00		City: Cupertino State: California Zip: 95014 Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 02/01/00

A. Patent Application No(s).:

B. Patent No(s).:

Additional numbers attached?  Yes  No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: William A. English

Internal Address: LYON &amp; LYON LLP

633 West Fifth Street, Suite 4700  
Los Angeles, CA 90071-2066

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

 Enclosed Charge this Deposit Account if any additional fee is required

8. Deposit Account Number: 12-2475

## DO NOT USE THIS SPACE

## 9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

02/14/2000 TUE 01 00000014 09495827

14 SCW William A. English, Reg. No. 40,501,50P

Date: 02/01/00

Total number of pages including cover sheet: 4

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks  
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Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, (0651-0011), Washington, D.C. 20503

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, WE, **JONATHAN M. ROURKE**, a citizen of UNITED STATES residing at 2185 Chuleta Los Altos, California 94025, and **YI YANG**, a citizen of UNITED STATES residing at 2394 45<sup>th</sup> Avenue, San Francisco, California 94116 (hereinafter referred to as "ASSIGNORS"), have invented and own a certain invention entitled Micro-Porous Mesh Stent with Hybrid Structure for which application for Letters Patent of the United States of America has been executed on even date herewith; and

WHEREAS, **ENDOTEX INTERVENTIONAL SYSTEMS, INC.**, a corporation organized and existing under and by virtue of the laws of the State of **California** and having its principal place of business at **10231 Bubb Road, Cupertino, California 95014** (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the exclusive right, title and interest in, to and under said invention and in, to and under any Patent or similar legal protection to be obtained therefor in the United States of America, its territorial possessions and in any and all countries foreign thereto.

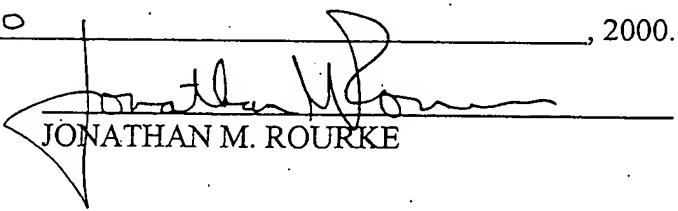
NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign, transfer and set over unto the said ASSIGNEE, its successors and assigns, the full and exclusive right, title and interest to said invention and to all Letters Patent or application or similar legal protection, not only in the United States and its territorial possessions, but in all countries foreign thereto to be obtained for said invention by said application, and to any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in the United States or a foreign country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue

said Letters Patent or any legal equivalent thereof to said ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Agreement;

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents in the United States or in any foreign country, which may be necessary or desirable to carry out the purposes thereof.

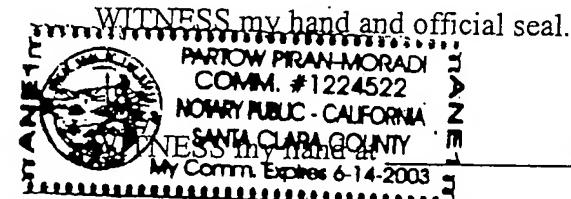
WITNESS my hand at Cupertino,  
California, this 20 day of JAN '00, 2000.

  
JONATHAN M. ROURKE

STATE OF CALIFORNIA )  
COUNTY OF Santa Clara ) ss

On 1/20/00 before me, Partow Piran-Moradi Notary Public, personally appeared  
Jonathan M. Rourke

personally known to me - OR -  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



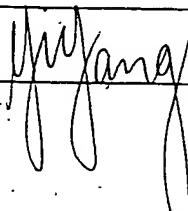
California, this 17 day of JANUARY, 2000.



Notary Public in and for said County and State

CUPERTINO

YI YANG

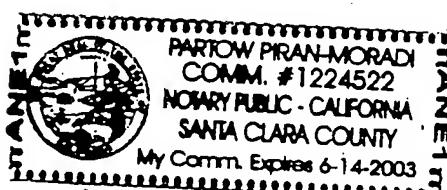


STATE OF CALIFORNIA )  
COUNTY OF Santa Clara ) ss

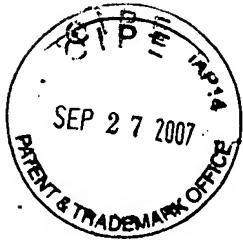
On 1/17/00 before me, Partow Piran-Moradi Notary Public, personally appeared  
Yi Yang

personally known to me - OR -  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



Notary Public in and for said County and State



# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "ENDOTEX INTERVENTIONAL SYSTEMS, INC.", CHANGING ITS NAME FROM "ENDOTEX INTERVENTIONAL SYSTEMS, INC." TO "BOSTON SCIENTIFIC CUPERTINO CORP.", FILED IN THIS OFFICE ON THE TWENTY-FIFTH DAY OF JUNE, A.D. 2007, AT 2:45 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

2737939 8100

070746859



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5791337

DATE: 06-26-07

*State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 03:19 PM 06/25/2007  
FILED 02:45 PM 06/25/2007  
SRV 070746859 - 2737939 FILE*

**CERTIFICATE OF AMENDMENT  
OF  
CERTIFICATE OF INCORPORATION**

EndoTex Interventional Systems, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "Corporation"), does hereby certify:

**FIRST:** That the Board of Directors of the Corporation duly adopted in a written consent signed by all of the directors a resolution containing a proposed amendment of the Corporation's Certificate of Incorporation, declaring such amendment advisable and proposing that the sole stockholder adopt such amendment in a written consent signed by the sole stockholder. The resolution setting forth the proposed amendment is as follows:

That the First Section of the Certificate of Incorporation of the Corporation shall be amended in its entirety to read as follows:

"**FIRST:** The name of the corporation is Boston Scientific Cupertino Corp."

**SECOND:** That thereafter, in lieu of a meeting of the sole stockholder, the sole stockholder signed a written consent adopting such amendment in accordance with the provisions of Sections 228 and 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the Corporation has caused this certificate to be executed and acknowledged in accordance with the provisions of Section 103 of the General Corporation Law of the State of Delaware by an authorized officer on May 23, 2007.

ENDOTEX INTERVENTIONAL SYSTEMS, INC.

By:

Lawrence J. Knopf  
Assistant Secretary

# *Delaware*

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THAT THE SAID "ENDOTEX INTERVENTIONAL SYSTEMS, INC." FILED A CERTIFICATE OF AMENDMENT, CHANGING ITS NAME TO "BOSTON SCIENTIFIC CUPERTINO CORP.", ON THE TWENTY-FIFTH DAY OF JUNE, A.D. 2007, AT 2:45 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "BOSTON SCIENTIFIC CUPERTINO CORP.", IS THE LAST KNOWN TITLE OF RECORD OF THE AFORESAID CORPORATION.

2737939 8321

070746859



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State  
AUTHENTICATION: 5791339

DATE: 06-26-07